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SENATE BILL 544

46TH LEGISLATURE - STATE OF NEW MEXICO - SECOND SESSION, 2004

INTRODUCED BY

Ben D. Altamirano

AN ACT

RELATING TO HIGHER EDUCATION; REQUIRING RESIDENTS OF TEXAS WHO ARE DETERMINED TO BE "RESIDENT STUDENTS" TO PAY ADDITIONAL RESIDENT STUDENT TUITION FEES.

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF NEW MEXICO:

Section 1. Section 21-1-3 NMSA 1978 (being Laws 1970, Chapter 47, Section 1, as amended) is amended to read:

"21-1-3. STATE EDUCATIONAL INSTITUTIONS--RESIDENT STUDENTS.--

A. For the purpose of tuition payment at the resident student rates at state educational institutions, as defined in Article 12, Section 11 of the constitution of New Mexico, "resident student" includes:

(1) ~~any~~ a person not otherwise entitled to claim residence who is a member of the armed forces of the

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1 United States or armed forces of a foreign country assigned to
2 active duty within the exterior boundaries of this state; and

3 (2) the spouse or dependent child of ~~[any]~~ a
4 person who qualifies under Paragraph (1) of this subsection.

5 B. Assignment to active duty within the exterior
6 boundaries of this state may be established by a certificate of
7 assignment from the commanding officer of the person ~~[so]~~
8 assigned.

9 C. For the purpose of tuition payment at resident
10 student rates at New Mexico highlands university, "resident
11 student" may include ~~[any]~~ a person who is a Native American
12 and a citizen of the United States.

13 D. For the purposes of tuition payment and budget
14 and revenue calculations, the board of regents of ~~[any]~~ a post-
15 secondary, state educational institution, as defined in Article
16 12, Section 11 of the constitution of New Mexico, may determine
17 that "resident student" includes ~~[any]~~ a Texas resident who
18 resides within a one hundred thirty-five mile radius of that
19 institution; provided that a Texas resident who is determined
20 to be a "resident student" shall pay an additional fifteen
21 percent of the tuition charged other "resident students".

22 E. For the purpose of tuition payment and budget
23 and revenue calculations, "resident student" includes any
24 student receiving an athletic scholarship from a post-secondary
25 educational institution set forth in Article 12, Section 11 of

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1 the constitution of New Mexico."

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